

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **Paula G Mitchell v Freddie Cunningham**
Docket No. **279299**
L.C. No. **03-001495-NO**

E. Thomas Fitzgerald, Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10), orders:

The claim of appeal filed July 13, 2007, is DISMISSED for lack of jurisdiction because the order being appealed is not a final order for the reason that the claims against defendants in terms of damages are still outstanding. See MCR 2.604(A) and 7.202(6)(a)(i). As a result, appellants may only challenge the order at this time by filing a delayed application for leave to appeal under MCR 7.205.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

AUG - 1 2007

Date

Sandra Schultz Mengel

Chief Clerk